Office - Supreme Court, U.S.
FILED
JUL 24 1957
JOHN T. FEY, Clerk

No. 233

In the Supreme Court of the United States

OCTOBER TERM, 1957

PUTNAM TOOL COMPANY, ET AL., PETITIONERS

v.

UNITED STATES OF AMERICA

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF CLAIMS

BRIEF FOR THE UNITED STATES IN OPPOSITION

J. LEE RANKIN,
Solicitor General,
GEORGE COCHRAN DOUB,
Assistant Attorney General,
MELVIN RICHTER,
ROBERT S. GREEN,
Attorneys,
Department of Justice, Washington 25, D. C.

INDEX

	Page
Opinion below	1
Jurisdiction	1
Question presented	1
Statement	2
Argument	4
Conclusion	8

CITATIONS

Cases:	
Alabama v. *United States*, 282 U. S. 502	5
Baltimore Mail S. S. Co. v. *United States*, 76 F. 2d 582, certiorari denied, 296 U. S. 595	4, 5
Eversharp, Inc. v. *United States*, 129 C. Cls. 772 and No. 593–53, decided July 12, 1956	3, 4
Swift Co. v. *United States*, 111 U. S. 22	7
United States v. *Edmondston*, 181 U. S. 500	4, 5, 7
United States v. *Emery, Bird, Thayer Realty Co.*, 237 U. S. 28	7
United States v. *Minnesota Mutual Investment Co.*, 271 U. S. 212	5
Wourdack v. *Becker*, 55 F. 2d 840	6
Statutes:	
Renegotiation Act, Section 403 (e) (50 U. S. C. App. 1191 (e))	6
Tucker Act (28 U. S. C. 1346 (a) (2))	5
Miscellaneous:	
Restatement, *Restitution* (1937):	
Section 45	5–6
Section 75	7
5 Williston, *Contracts* (1937):	
Section 1582	6
Section 1619A	7

433424—57